DEC-13-2005 TUE 05:18 PM WORKMAN NYDEGGER



Workman | Nydegger

1000 Eagle Gate Tower 60 East South Temple Salt Lake City, Utah 84111 Phone: (801) 533-9800 Fax: (801) 328-1707

FAX TRANSMISSION COVER SHEET

Date:

December 13, 2005

To:

United States Patent & Trademark Office

Issue Fee

Art Unit 2874

Examiner John D. Lee

Fax:

571-273-2885

Phone:

Mandy Lomeli for Eric L. Maschoff

From: Re:

Application No. 10/602,121

Filed June 23, 2003

Our File No.: 15436,250,14,1,1

YOU SHOULD RECEIVE 6 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL 801-533-9800

Comments:

BEST AVAILABLE COPY

PRIVILEGED AND CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED REX IPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED REX IPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROBUBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

DEC 1 %	2000		
Perior CA PORTER PROPRIES	SMISSION BY FACS	SIMILE (37 CFR 1.8)	Docket No. 15436.250.14.1.1
Application No. 10/602,121	Filing Date	Examiner John D. Lee	Group Art Unit 2874
yention: ADD/DROP	MODULE USING TWO FULL-E	BALL LENSES	
:			*
hereby certify that this		See bclow* (Identify type of correspondence)	. ,
	mitted to the United States Paten	at and Trademark Office (Fax. N	o. <u>571-273-2885</u>
December (Date			
•			4.0
		Mandy Lo	meli
	_ \ **	(Typed or Printed Name of Perso	on Signing Certificate)
•		Manay_	<u>/(`</u>
		(Signature,)
		7	
		BEST AV	AILABLE COPY
	Note: Each paper must	have its own certificate of mailing.	•
, ·	 PTOL-85B Fe Comments on (1 pg.) PTO-2038 Cr 	nsmittal Letter (1 pg.) te Transmittal (1 pg.) Examiner's Statement of Reactive Card From in amount of	\$1,403.00 (1 pg.)
	• Certificate of	Transmission by Facsimile (1	μ β· <i>)</i>

TRANSMITTAL OF PAYMENT OF ISSUE FEE (Large Entity) (37 C.				Docket No. 15436.250,14.1.1				
Applicant(s): Wei Jiang et al. DEC 13 2005								
Application		Filing Date June 23, 2003	Exerciner MARD Jun D. Lec		Customer No. 022913	Group Art Unit 2874	Confirmation No. 9113	
10/602,121 June 23, 2003 Invention: ADD/DROP MODULE USING TWO FULL-BALL LENSES								
Mail Stop Issue Fee COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450								
Transmitte M Issue M Utilit	e Fee Tra	th are the following nsmittel Form PTC \$ 1400,80	for the above-identified DL-85 Design Fee:	d applicati	on.	Plant Fee:		
口 Publ 口 Ach と The	ication Fe	ee: e amount of s heroby authorize	is atlached to charge and credit (ccount No.	23-31	78	
	☐ Ch ☑ Cre ☑ Ch	arge the amount o edit any overpaymo argo any additiona	ent. I fee roquired.					
送 Pay : WA incl	Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
/Attori	L. MASC	eord `	-	Dated	: December 1	3, 2005		
Regis	Registration No.: 36,596 BEST AVAILABLE COPY							
CO								
	Cert This	filicate of Transmissic certificate may only l by deposit acc	ie used if paying	(Mailing by First (
200	ount is be 1 Trademan	is document and outh ing facsimile transmi c Office (Fax No.	orization to charge deposit lod to the United States	with	the United States class mail in an er nts, P.O. Box 145	Postal Service with avalone addressed to	e is being deposited sufficient postage as to "Commissioner for 2313-1450" [37 CFR	
		Signature			Signature of	Person Mailing Corre		
	Typed or l	Printed Name of Person.	Signing Certificate		Typed or Printed No	une of Person Mailin	g Correspondence	



PATENT APPLICATION Docket No: 15436.250.14.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

: In re application of:)
	Wei Jiang et al.)
Serial No:	10/602,121) Art Unit) 2874
Filed:	June 23, 2003)
For:	ADD/DROP MODULE USING TWO FULL-BALL LENSES	
Examiner:	John D. Lee	Ś

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir;

Applicant respectfully disagrees with the Examiner's statement of reasons for allowance as set forth in the communications mailed on September 13, 2005. The Applicant concurs with the Examiner's conclusion that the prior art does not suggest or render obvious the claimed invention. However, Applicant submits that it is the claim as a whole, rather than any particular limitation, that makes each of the claims in the above-identified application allowable. No single limitation should be construed as the reason for allowance of a claim because it is each of the elements of the claim that distinguish the claim from the prior art and make it allowable.

Respectfully submitted,

Dated: December 13, 2005

y. Estilaille

ERIC L. MASCHOFF Registration No. 36,596 Customer No. 022913

ELM:mid **/ WALS436/250.14.1.1WH.0009602536V001.DOC BEST AVAILABLE COPY